

UNITED STATES DISTRICT COURT  
DISTRICT OF WYOMING  
CRIMINAL MINUTE SHEET  
SENTENCING

FILED



5:22 pm, 1/6/20

**Margaret Botkins**  
Clerk of Court

Date: January 6, 2020

Before the Honorable: Nancy D. Freudenthal

Time: 1:32 - 2:33

Interpreter:

Case No: 19-CR-118-F

Interpreter Phone:

☐ Non-Public Document

UNITED STATES OF AMERICA

VS

KENNETH RAY LEVENGOOD

John Lang

Clerk

Jan Davis

Reporter

Laura M. Harris

Probation Officer

Phil Feezer

Marshal

**APPEARANCES**

Government: Timothy Forwood

☒ CJA ☐ FPD ☐ RET ☐ WAIVED Defendant: Sean Barrett

Other: \_\_\_\_\_

☒ Defendant acknowledges having read the presentence report☐ Objections to presentence report☐ Witness(es) \_\_\_\_\_☐ Exhibits received by Court \_\_\_\_\_**SENTENCING INFORMATION**☒ Defendant is committed to custodyFor a period of 84 Months as to Count(s) 1☐ Sentence shall be served concurrent to \_\_\_\_\_☐ Defendant is sentenced to time served☐ Plus up to ten (10) days to allow for deportation proceedings☒ Upon release from custody, the defendant shall be on **supervised release**For a period of 3 Years as to Count(s) 1

- ☐ Supervised Release shall be served concurrent to \_\_\_\_\_
- ☐ Defendant to be deported upon release from confinement
- ☐ Defendant is placed on **probation** for a period of \_\_\_\_\_

### CONDITIONS OF PROBATION/SUPERVISED RELEASE

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Obey all laws, Federal, State & Local  | <input checked="" type="checkbox"/> Report to Probation w/in 72 hours of release            |
| <input checked="" type="checkbox"/> Abide by the standard conditions of supervision  | <input type="checkbox"/> Provide complete financial disclosure as directed                  |
| <input type="checkbox"/> Home confinement for a period of _____  | <input type="checkbox"/> Electronic monitoring as directed by Probation                     |
| <input checked="" type="checkbox"/> Not use or possess firearms/ammunitions/explosives   | <input checked="" type="checkbox"/> Not use or possess controlled substances/drugs          |
| <input checked="" type="checkbox"/> Not purchase, use or possess alcohol/intoxicants; frequent places where alcohol is bought, sold or dispensed | <input type="checkbox"/> Not open new lines of credit or incur new debt                     |
| <input checked="" type="checkbox"/> Submit to mandatory drug testing (w/in 15 days of release)   | <input checked="" type="checkbox"/> Submit to additional drug/alcohol testing and treatment |
| <input type="checkbox"/> Notify Probation of change in economic circumstance   | <input type="checkbox"/> Mandatory drug testing is waived                                   |
| <input type="checkbox"/> Notify employers of conviction  | <input type="checkbox"/> DNA collection   |
| <input type="checkbox"/> Standard Sex Offender Conditions Apply  | <input checked="" type="checkbox"/> Cognitive/Behavioral Treatment                          |
| <input checked="" type="checkbox"/> Mental Health evaluation and follow through  | <input checked="" type="checkbox"/> Submit to search as conducted by US Probation Officer   |
| <input type="checkbox"/> Other (continued from conditions of Probation/Supervised Release)   |   |

### MONETARY IMPOSITIONS

- ☒ Defendant shall pay **special assessment(s)** in the amount of \$100.00 as to Count(s) 1
- For a total of: \$100.00
- ☒ Special assessment is due and payable immediately
- ☒ Special assessment shall be paid through the Inmate Financial Responsibility Program and any balance not paid shall be paid during the term of supervision but no later than 60 days prior to the expiration of supervision
- ☒ Special assessment shall be paid in monthly installments of at least 10% monthly gross income during the term of supervision
- ☐ Special assessment remitted upon deportation of the defendant
- ☐ Other \_\_\_\_\_
- ☐ Interest requirement for fine/restitution/special assessment is waived

### INMATE DETENTION STATUS

- ☒ Defendant is **remanded** to custody of US Marshal
- ☐ Defendant shall **surrender** to \_\_\_\_\_ USMS on/before \_\_\_\_\_ at \_\_\_\_\_
- ☐ Defendant shall **surrender** to designated prison on/before \_\_\_\_\_ at \_\_\_\_\_
- ☐ Defendant shall report to institution as directed by Probation

- ☒ Court **recommends placement** at FCI Safford, FCI Milan, FCI Sandstone. Alternatively, FCI Oxford.
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- ☐ Court recommends defendant participate in the prison industries program
- ☒ Court recommends defendant participate in Bureau of Prison's 500-hour Residential Drug Treatment Program
- ☐ Court recommends defendant participate in substance abuse treatment while incarcerated
- ☐ Court recommends ICE shall begin deportation proceeding during the service of this sentence
- ☐ Defendant advised of right to appeal ☒ Defendant waives right to appeal
- ☐ Defendant shall forfeit the following property \_\_\_\_\_
- ☐ Count(s) \_\_\_\_\_ of the Indictment **dismissed** on the motion of the United States
- ☒ Other The Court recommends the defendant receive credit for time served from October 1, 2018 due to global resolution of state and federal charges.
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**MISCELLANEOUS**